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MAR 11 2014

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 10 2014

By

Clerk
Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) Water Right No.: 51-02172B

)

) ORDER OF PARTIAL DECREE, *NUNC PRO*
) *TUNC* TO DECEMBER 1, 2000

)

)

)

)

On November 24, 1998, the Idaho Department of Water Resources filed its *Director's Report for Basin 51, Irrigation & Other Claims*, which included the Director's recommendation for the above-captioned water right claim. No objections were filed to the recommendation and the time period for filing such objections has expired. On December 1, 2000, a *Partial Decree* was entered for the above-captioned uncontested water right claim. However, while the ROA record indicates that a *Partial Decree* for the above-captioned water right was entered on that date, a copy of that *Partial Decree* cannot be located.

Therefore, IT IS ORDERED that water right claim 51-0217B be **decreed *nunc pro tunc*** as set forth in the attached ***Partial Decree Pursuant to I.R.C.P. 54(b), Nunc Pro Tunc, December 1, 2000.***

Dated

March 10, 2014

ERIC J. WILDMAN

Presiding Judge
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 51-02172B

NAME AND ADDRESS: JOHN W WARKENTIN
RYAN WARKENTIN
1916 ZUNI TRAIL
DALHART, TX 79022

SOURCE: GROUNDWATER

QUANTITY: 4.50 CFS
1125.00 AFY

PRIORITY DATE: 01/25/1963

POINT OF DIVERSION: T07S R04E S15

SWNE Within Owyhee County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
Irrigation

PERIOD OF USE
04-01 TO 10-31

QUANTITY
4.50 CFS
1125.00 AFY

PLACE OF USE:

Irrigation

Within Owyhee County

T07S R04E S11
S14

SWSW 40.0
SWNE 40.0
NENW 40.0
SWNW 40.0
NENE 40.0
SENE 40.0

SESW 40.0
SENE 37.0
NWNW 40.0
SENW 40.0
SWNE 40.0

S15

437.0 Acres Total

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 225 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

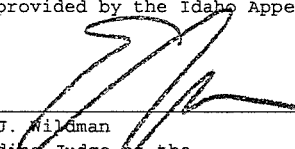
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 437 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-02156, 51-07040,
51-07111B

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

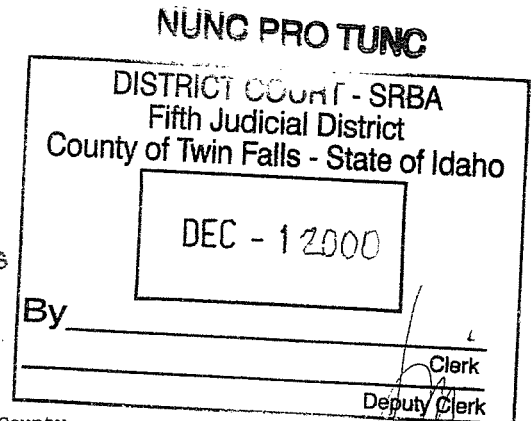
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE NUNC PRO TUNC TO DECEMBER 1, 2000 was mailed on March 10, 2014, with sufficient first-class postage to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

JOHN W WARKENTIN
RYAN WARKENTIN
1916 ZUNI TRAIL
DALHART, TX 79022
Phone: 806-249-6437

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the "Deputy Clerk" text.